HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

–

AND

HON'BLE SHRI JUSTICE G.BHAVANI PRASAD

Writ Petition No.3627 OF 2006

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Between:

Madiraju Laxminarayana .... Petitioner

AND

Government of Andhra Pradesh, rep.by its

Secretary, Medical and Health Department,

Secretariat, Hyderabad & others. ....Respondents

::O R D E R::

Counsel for the Petitioner : Taken-up Petition

Counsel for Respondent Nos.1, 2 & 4 : Government Pleader for

Medical, Health & Family

Welfare

Counsel for Respondent No. 3 : Government Pleader for

Revenue

Counsel for Respondent No.5 : Sri S.Niranjan Reddy

Counsel for Respondent No.6 : None

Counsel for Respondent No.7 : Sri A.Rajashekar Reddy

25th APRIL 2006

Per G.S.Singhvi, C.J.

Reference made by Hon'ble Sri Justice D.S. R. Varma, Chairman, A.P. High Court Legal Services Authority, Hyderabad on the endorsement made by Hon'ble Sri Justice B. Prakash Rao on the news appearing in Vaartha Daily dated 20-1-2006 that local Member of Parliament, Khammam was allotting funds to encourage unqualified rural medical practitioners was treated as a taken up petition and notice was issued to the respondents.

Learned Government Pleader for Medical, Health and Family Welfare has filed affidavit of Sri Solomon Arokia Raj, District Collector, Khammam. Paragraphs 2, 3, 4 and 6 of the affidavit of Sri Solomon Arokia Raj read as under:

> "2. It is humbly submitted that news item was published in Vaartha Daily news paper under the caption RMP LA KARYALAYANIKI 3.00 LAKSHLA NIDHULU on 19-01-2006. The contents of the news item is that Smt. Renuka Chowdhury, the then Hon'ble Minister for Tourism herein Respondent No.6, announced the funds of Rs.3.00 lakhs for the construction of RMP Doctors Association building in Khammam District, at the meeting of RMP and PMP Doctors held on 18-01-2006 in Bhakta Ramadasu Kalakshetram.
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> 3. It is humbly submitted that it is a fact that a reference No.7/2005 was received from the Minister of State for Tourism (Independent Charge)

Government of India, New Delhi requesting this respondent to allot funds of Rs.3.00 lakhs for the RMP Association Building at Chintakani village of Khammam District from MP LADS funds.

4. It is further submitted that proposals from the Minister of State for Tourism, New Delhi have been examined with reference to the guidelines on Member of Parliament, Local Area Development Scheme (MP LADS) issued by the Ministry of Statistics and Programme Implementation and as per the list of works prohibited under MP LADS as Annexure-II. Under item (2), the work relating to Office and Residential buildings and other works, belonging to private, co-operative and commercial organisations are prohibited under MP LADS. Therefore, the proposals submitted by the Minister of State for Tourism (Independent Charge) Government of India, New Delhi was rejected and informed the fact.

6. In the circumstances stated above, the amount announced by the respondent No.6, is not released from the MP LADS by this respondent and the requisition for release of the amount by the respondent No.6 was already rejected pursuant to the guidelines on Member of Parliament Local Area Development Scheme (MP LADS)."

Since the District Magistrate has declined to allot funds of Rs.3,00,000/- from MP LADS for RMP Association at Chintakani Village, no further order is required to be passed in this taken-up petition and the same is disposed of as infructuous.

G.S.SINGHVI, C.J.

25th April, 2006.

G.BHAVANI PRASAD, J.

ARS / svs